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Government of Kerala
1983

Reg. No. KL/TV(N)/1

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXVIII] Trivandrum, Friday, 7th October 1983 / 15th Asvina 1905 [No. 1186

GOVERNMENT OF KERALA

Law (Legislation-A) Department

NOTIFICATION

No. 8818|Leg(A)2|83|Law. *Dated, Trivandrum, 7th October, 1983|*
15th Asvina, 1905.

The following Ordinance promulgated by the Governor on the 5th day of October, 1983, is hereby published for general information.

By order of the Governor,

G. SRIDHARAN NAIR,
Special Secretary (Law).

PRINTED AND PUBLISHED BY THE S. G. P. AT THE GOVERNMENT PRESS, TRIVANDRUM, 1983.

33|4254|MC.

ORDINANCE No. 36 OF 1983

THE KERALA PUBLIC SERVICES (AMENDMENT) ORDINANCE, 1983

Promulgated by the Governor of Kerala in the Thirty-fourth Year of the Republic of India.

AN

ORDINANCE

further to amend the Kerala Public Services Act, 1968.

Preamble.—WHEREAS the Kerala Public Services (Amendment) Ordinance, 1983 (5 of 1983), was promulgated by the Governor of Kerala on the 8th day of February, 1983;

AND WHEREAS a Bill to replace the said Ordinance by an Act of the legislature could not be introduced in, and passed by, the Legislative Assembly of the State of Kerala during its Session which commenced on the 25th day of February, 1983 and ended on the 30th day of March, 1983;

AND WHEREAS in order to keep alive the provisions of the said Ordinance the Kerala Public Services (Amendment) Ordinance, 1983 (16 of 1983), was promulgated by the Governor of Kerala on the 6th day of April, 1983;

AND WHEREAS a Bill to replace Ordinance 16 of 1983 by an Act of the Legislature could not be introduced in, and passed by, the Legislative Assembly of the State of Kerala during its Session which commenced on the 20th day of June, 1983 and ended on the 4th day of August, 1983;

AND WHEREAS under sub-clause (a) of clause (2) of article 213 of the Constitution of India, Ordinance 16 of 1983 has ceased to operate on the 1st day of August, 1983;

AND WHEREAS difficulties will arise if the provisions of that Ordinance are not kept alive;

AND WHEREAS the Legislative Assembly of the State of Kerala is not in session and the Governor of Kerala is satisfied that circumstances exist which render it necessary for him to take immediate action;

AND WHEREAS instructions from the President have been obtained in pursuance of the proviso to clause (1) of article 213 of the Constitution of India;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 213 of the Constitution of India, the Governor of Kerala is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*—(1) This Ordinance may be called the Kerala Public Services (Amendment) Ordinance, 1983.

(2) It shall be deemed to have come into force on the 1st day of October, 1981.

2. *Act* 19 *of* 1968 *to be temporarily amended.*—During the period of operation of this Ordinance, the Kerala Public Services Act, 1968 (19 of 1968) (hereinafter referred to as the principal Act), shall have effect subject to the amendment specified in section 3.

3. *Insertion of new section* 4.—In the principal Act, after section 3, the following section shall be inserted, namely:—

"4. *Act and rules thereunder to apply to certain persons notwithstanding anything in the Industrial Disputes Act or any other law.*—Notwithstanding anything contained in Chapter VA or in any other provision of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) or in any other law for the time being in force, or in any judgement, decree or order of any court, the appointment of any person to any public service or post in connection with the affairs of the State of Kerala and the conditions of service (including termination of service) of any person appointed to any such service or post shall be governed by the provisions of this Act and the rules made or deemed to have been made thereunder.".

4. *Saving.*—Notwithstanding the cesser of operation of the Kerala Public Services (Amendment) Ordinance, 1983 (16 of 1983) (hereinafter referred to as the said Ordinance),—

(a) anything done or deemed to have been done or any action taken or deemed to have been taken under the principal Act as amended by the said Ordinance shall be deemed to have been done or taken under the principal Act as amended by this Ordinance;

(b) anything done or any action taken after the cesser of operation of the said Ordinance and before the date of publication of this Ordinance in

the Gazette, which could have been done or taken under the principal Act as amended by the said Ordinance if the said Ordinance had not ceased to operate, shall be deemed to have been done or taken under the principal Act as amended by this Ordinance.

P. RAMACHANDRAN,
GOVERNOR.

Government of Kerala
1983

Reg. No. KL/TV(N)/1

KERALA GAZETTE

EXTRAORDINARY

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GOVERNMENT OF KERALA

Home (E) Department

NOTIFICATION

G.O. Rt. 3148/83/Home. *Dated, Trivandrum, 7th October,* 1983.

S.R.O. No. 1368/83.—Under clause (s) of section 2 of the Code of Griminal Procedure, 1973 (Gentral Act 2 of 1974), and in modification of all the previous notifications to the extent they relate to the location and area of jurisdiction of the Ambalavayal Police Station, the Government of Kerala hereby declare that building No. AP-IV/285 (A) of Ambalavayal Panchayat in Sultan Bettery Taluk shall be a Police Station known as "Ambalavayal Police Station" with jurisdiction over the local areas specified under column (4) of the Schedule below:—

SCHEDULE

Name of Police Station	*Taluk*	*Village*	*Local area of jurisdiction/Karas*
(1)	(2)	(3)	(4)
Ambalavayal	Sultan Bettery	1. Purakady	Cheengeri
		2. Ambalavayal	Entire area of the Village
		3. Nenmeni	Entire area of the Village

This notification shall come into force on and with effect from 8th October 1983.

By order of the Governor,

P. V. RADHALAKSHMI,
Additional Secretary.

Explanatory Note

(This is not a part of the notification but is intended to indicate its purport)

The Ambalavayal Police Station is functioning in a building belonging to Revenue Department. Now, as a new building to accommodate the Police Station has been constructed the Police Station needs to be shifted to it. This notification is for that purpose.

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GOVERNMENT OF KERALA

Home (SS.A) Department

NOTIFICATION

No. 51618/SSA2/83/Home. *Dated, Trivandrum, 6th October,* 1983.

S. R. O. No. 1369/83.—In exercise of the powers conferred by section 3 of the Commissions of Inquiry Act, 1952 (Central Act 60 of 1952), the Government of Kerala hereby make the following amendment to the Notification No. 51618/SSA2/83/Home dated the 8th July, 1983 published as S.R.O. No. 857/83 in the Kerala Gazette Extraordinary No. 706 dated the 8th July, 1983, appointing a Commission of Inquiry consisting of Shri P. Narayana Pillai, Retired Judge, High Court of Kerala to enquire into the circumstances which led to the death of three persons due to firing by the Police on the 6th July, 1983 at Pulpally and Mullankolli Villages) in Wynad District, namely:—

AMENDMENT

In the said Notification, in the fourth paragraph, for the words "within three months", the words "within nine months" shall be substituted.

By order of the Governor,

N. KALEESWARAN,
Commissioner & Secretary.

33/4268/MC.

Explanatory Note

(This does not form part of the Notification but is intended to indicate its general purport).

Government propose to extend the term of the Commission appointed to enquire into the circumstances which led to the death of three persons due to firing by the Police on the 6th July, 1983 at Pulpally and Mullankolli Villages in Wynad District for a further period of six months from 8-10-1983. The notification is intended to achieve the above object.

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KERALA GAZETTE

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GOVERNMENT OF KERALA

Home (C) Department

NOTIFICATIONS

G.O. Ms. 130/83/Home. *Dated, Trivandrum, 6th October,* 1983.

I

S. R. O. No. 1370/83.—In exercise of the powers conferred by sub-section (1) of section 5 of the Kerala Civil Courts Act, 1957 (1 of 1957), the Government of Kerala in consultation with the High Court of Kerala hereby establish an Additional Subordinate Judges Court at Quilon and abolish the 2nd Additional Munsiff's Court, Quilon with effect from the 10th day of October, 1983.

II

S. R. O. No. 1371/83.—In exercise of the powers conferred by sub-section (2) of section 5 of the Kerala Civil Courts Act, 1957 (1 of 1957), the Government of Kerala, in consultation with the High Court of Kerala hereby vary and fix with effect from the 10th day of October, 1983 the number of Subordinate Judges to be appointed in the Subordinate Judges Courts at Quilon as two and the number of Munsiffs to be appointed for the Munsiff's Court, Quilon, as two.

By order of the Governor,

N. Kaleeswaran,

Commissioner and Secretary to Government.

33/4269/MC.

Explanatory Note

(This is not part of the Notifications, but is intended to indicate the general purport.)

In G.O. Rt. No. 2255/83/Home dated 17-8-1983 sanction was accorded for the establishment of an Additional Sub Court at Quilon, simultaneously abolishing the 2nd Additional Munsiff's Court, Quilon. It is proposed to start the functioning of the Additional Sub Court with effect from 10th October, 1983. The notifications are intended to achieve this purpose.

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GOVERNMENT OF KERALA

Labour (E) Department

NOTIFICATION

G.O. Rt. No. 1137/83/LBR. *Dated, Trivandrum, 5th October,* 1983.

S. R. O. No. 1372/83.—In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 of the Minimum Wages Act, 1948 (Central Act 11 of 1948) read with sub-section (2) of section 5 thereof and after consulting the Minimum Wages Advisory Board constituted under section 7 of the said Act, the Government of Kerala hereby make the following amendment to the Notification No. 7899/E1/73/LBR dated the 1st April, 1974, published in the Kerala Gazette Extraordinary No. 350 dated the 1st April, 1974, fixing the minimum rates of wages payable to the employees employed in the employment in Forests in the State, the same having been previously published as required by clause (b) of sub-section (1) of section 5 of the said Act, namely:—

AMENDMENT

In the ANNEXURE to the said notification,—

(i) under the heading "ORDINARY AREAS", under the sub-heading "(c) Southern Circle", after item "18. Paruthippally", the following shall be inserted, namely:—

83/4270/83/MC.

"(d) Vested Forest Circle, Kozhikode.

1. Chungathara Range No. I
   Mukkatta Section.

2. Palghat Range,
   Mundurpali Section.

3. Agali Range,
   Agali".

(2) under the heading "DIFFICULT AREAS", under the sub-heading "(d) Industrial Plantations Circle", after the item "30 Mulleringad", the following shall be inserted, namely:—

"(e) Vested Forest Circle, Kozhikode:

1. Kalpetta Range,
   Thariod Village
   Padinharaethara
   Achooranam Village
   Kunnathidavaka
   Kottappady
   Muppainad.

2. Thamarassery Range,
   The entire forest areas in the Range.

3. Kalpetta Range
   Kalpetta
   Muttil
   Kottathara
   Nenmeni.

4. Manantoddy Range
   The entire forest areas in the Range except Peria Section and Kunhom beat in Kunhom Section.

5. Kuthuparamba Range
   The entire forest areas in the Range except Neerkunnamala, Chandiroomala, Odamthodumala.
   Ayyankunnu of Aralam Village.

6. Thaliparamba Range
   The entire Range except Kudiyanmala (Sreekantapuram Section) Therumeni (Kanhangad section).

7. Palghat Range
   Akathethara
   Town beat
   Koduvayoor.

8. Agali Range
   Ommala
   Chindakki

9. Thenkara Range
Thiruvizhamkunnu
Arakurissi
Mannarghat
Thenkara
Pottasseri
Karimpuzha
Ottappalam

10. Nemmara Range
Vizhumala".

(3) under the heading "VERY DIFFICULT AREAS", under the sub-heading "(d) Industrial Plantation Circle", after item "26. Edamalavalley", the following shall be inserted, namely:—

"(e) Vested Forest Circle, Kozhikode:

1. Chungathara Range No. I
The entire forest areas in the Range except Mukkatta Section.

2. Chungathara Range No. II
The entire forest areas in the Range.

3. Edavanna Range
The entire forest areas in the Range.

4. Kuthuparamba Range
Neerkunnumala
Chadiroomala
Odamthodumala
Ayyankunnu of Aralam Village.

5. Taliparamba Range
Kudiyanmala (Sreekantapuram section) Therumeni (Kanhangad section)

6. Manantoddy Range
Peria section
Kunhom Beat in Kunhom section

7. Palghat Range
Malampuzha
Kottekkad
Pudussery (North)
Pudussery (South)
Kuthanur
Peringottukurussi,
Tarur

8. Agali Range
Mulli
Pudur (North)
Pudur (South)
Sholayar
Siruvani
Kulkur
Thumbapara

9. Thenkara Range
Edathanattukara
Karimba
Kalladikode

10. Nemmara Range
Nellikalidam
Puzhakalidam & Plantation
Anamada
Thekkady East & West

11. Kuttiady Range
The entire forest areas in the section.

12. Kalpetta Range
Poothadi".

By order of the Governor,

U. MAHABALA RAO,
Secretary to Government.

Explanatory Note

(This does not form part of the notification, but is intended to indicate its general purport).

In Notification No. 7899/E1/73/LBR dated 1-4-1974 Government have classified forest areas into three, viz. Ordinary Areas, Difficult Areas and Very Difficult Areas for the purposes of fixing minimum rates of wages in the employment in forests. The Chief Conservator of Forest (Development) has requested Government to include areas under Vested Forest Circle, Kozhikode also in the said notification for the purposes of forest work. Government have decided to include the areas under Vested Forest Circle, Kozhikode also in the Notification No. 7899/E1/73/LBR dated 1-4-1974.

This notification is intended to achieve the above object.

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1983

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KERALA GAZETTE

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GOVERNMENT OF KERALA

Public Works (D) Department

ERRATA

No. 18904/D1/83/PWD. *Dated, Trivandrum, 6th October 1983.*

In the schedule to the Declaration (2) No. 53568/D1/81/PW dated the 28th December, 1981 issued under section 6 of the Kerala Land Acquisition Act, 1961 (21 of 1962) and published at pages 4 and 5 in the Kerala Gazette Extraordinary No. 1024 dated the 30th December 1981, at page 5.

(1) in the entries against serial number 4, *for* "1159/53-5 ,, 02 00" *read* "$\frac{1159}{51 \text{ to } 53}$/53-5 ,, 02 02";

(2) in the entries against serial number 5, *for* "1159/53-6" *read* "$\frac{1159}{51 \text{ to } 53}$/53-6";

(3) in the entries against serial number 6, *for* "1159/53-7" *read* "$\frac{1159}{51 \text{ to } 53}$/53-7";

(4) in the entries against serial number 7, *for* "1159/53-8" *read* "$\frac{1159}{51 \text{ to } 53}$/53-8";

(5) in the entries against serial number 8, *for* 1159/53-10 "01 50" *read* $\frac{1159}{51 \text{ to } 53}$ /53-10 "01 35";

33/4267/L

(6) in the entries against serial number 9, *for* 1159/53-11" *read*
"1159
———/53-11" ;
51 to 53

(7) *for* "13 Ares and 46 Square metres and "13.46" at the end *read* "13 Ares and 33 Square metres" and "13.33" respectively.

1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്ട് (1962-ലെ 21). 6-ാം വകുപ്പ് പ്രകാരം പുറപ്പെടുവിക്കുകയും 1981 ഡിസംബർ 30-ാം തീയതിയിലെ 1024-ാം നമ്പർ അസാധാരണ കേരളാ ഗസററിന്റെ നാലും അഞ്ചും പേജുകളിൽ പ്രസിദ്ധീകരിക്കുകയും ചെയ്ത 1981 ഡിസംബർ 28-ാം തീയതിയിലെ 53568/ഡി1/81/പി. ഡബ്ല്യു. എന്ന നമ്പർ പ്രഖ്യാപനത്തിന്റെ (2)-ാം പട്ടികയിൽ 5-ാം പേജിൽ.

(1) ക്രമനമ്പർ 4 ന് നേരെയുള്ള രേഖപ്പെടുത്തലുകളിൽ "1159/53-5 ,,
"1151
02 00" എന്നതിനു പകരം————————/53-5" ,, 02 02" എന്നു വായി
51 മുതൽ 53 വരെ
ക്കുക ;

(2) ക്രമനമ്പർ 5 ന് നേരെയുള്ള രേഖപ്പെടുത്തലുകളിൽ, "1159/53-6"
1159
എന്നതിനു പകരം————————/53-6"; എന്നു വായിക്കുക ;
51 മുതൽ 53 വരെ

(3) ക്രമനമ്പർ 6 ന് നേരെയുള്ള രേഖപ്പെടുത്തലുകളിൽ, "1159/53-7"
"1159
എന്നതിനു പകരം ———————— 53-7" എന്നു വായിക്കുക ;
51 മുതൽ 53 വരെ

(4) ക്രമനമ്പർ 7 ന് നേരെയുള്ള രേഖപ്പെടുത്തലുകളിൽ, "1159/53-8"
"1159
എന്നതിനു പകരം———————— /53-8" എന്നു വായിക്കുക ;
51 മുതൽ 53 വരെ

(5) ക്രമനമ്പർ 8 ന് നേരെയുള്ള രേഖപ്പെടുത്തലുകളിൽ 1159/53-10
"1159
"0150" എന്നതിനു പകരം————————/53-10"0135" എന്നു വായിക്കുക;
51 മുതൽ 53 വരെ

(6) ക്രമനമ്പർ 9 ന് നേരെയുള്ള രേഖപ്പെടുത്തലുകളിൽ, 1159/53-11"
"1159
എന്നതിനു പകരം———————— /53-11" എന്നു വായിക്കുക ;
51 മുതൽ 53 വരെ

(7) അവസാന ഭാഗത്തുള്ള "13 ആറും 46 സ്കയർ മീററർ "13.46" എന്നതിന് യഥാക്രമം "13 ആറും 33 സ്കയർ മീററർ" 13.33" എന്നു വായിക്കുക.

By order of the Governor,
K. RAGHAVA KURUP,
Joint Secretary to Government.

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